

Title 196 - NEBRASKA DEPARTMENT OF ENVIRONMENTAL QUALITY

Chapter 9 - DEPARTMENTAL DEVELOPMENT AND IMPLEMENTATION OF PROTECTIVE MEASURES

001 The power to specify protective measures within a designated management area shall vest in the Director if:

001.01 The appropriate district does not complete an action plan for a designated management area within one hundred eighty days of its designation or the requiring of an action plan for a management area,

001.02 A district does not submit a revised action plan within sixty days after denial of its original action plan, or

001.03 The district submits a revised action plan which is not approved by the Director.

002 If the power to specify protective measures is vested in the Director, he or she shall:

002.01 Within ninety days of assuming the responsibility, adopt and promulgate by rule and regulation such measures as he or she deems necessary to fulfill the intent of the Nebraska Ground Water Management and Protection Act;

002.02 Conduct one or more public hearings, pursuant to Title 115 - Rules of Practice and Procedure, prior to the adoption of protective measures; and

002.03 Give notice for any public hearing as is specified in Chapter 3, Section 004.

003 The enforcement of protective measures adopted by the Director shall be the responsibility of the Department.

Enabling Legislation: Neb. Rev. Stat. § 46-656.45

Legal Citation: Title 196, Ch. 9, Nebraska Department of Environmental Quality

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